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NOTICE OF ALLOWANCE AND FEE(S) DUE

7590

10/14/2008

Lisa A. Bongiovi
55 Griffin South Road
Bloomfield, CT 06002

EXAMINER

CHUONG, TRUC T

ART UNIT

PAPER NUMBER

2179

DATE MAILED: 10/14/2008

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/620,163	07/14/2003	Takashi Hasebe	KOY-0007	9495

TITLE OF INVENTION: IMAGE FORMING APPARATUS AND IMAGE FORMING SYSTEM

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$300	\$0	\$1810	01/14/2009

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

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Complete and send this form, together with applicable fee(s), to: **Mail Stop ISSUE FEE**
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7590

10/14/2008

Lisa A. Bongiovi
55 Griffin South Road
Bloomfield, CT 06002

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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)

(Signature)

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/620,163	07/14/2003	Takashi Hasebe	KOY-0007	9495

TITLE OF INVENTION: IMAGE FORMING APPARATUS AND IMAGE FORMING SYSTEM

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nonprovisional	NO	\$1510	\$300	\$0	\$1810	01/14/2009

EXAMINER	ART UNIT	CLASS-SUBCLASS
CHUONG, TRUC T	2179	715-741000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

"Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 _____

2 _____

3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): Individual Corporation or other private group entity Government

4a. The following fee(s) are submitted:

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

Issue Fee
 Publication Fee (No small entity discount permitted)
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A check is enclosed.
 Payment by credit card. Form PTO-2038 is attached.
 The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
 b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

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Date _____

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This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS; SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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7590	10/14/2008		EXAMINER	
Lisa A. Bongiovi 55 Griffin South Road Bloomfield, CT 06002			CHUONG, TRUC T	
			ART UNIT	PAPER NUMBER
			2179	
			DATE MAILED: 10/14/2008	

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)

(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 990 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 990 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

Notice of Allowability	Application No. 10/620,163	Applicant(s) HASEBE ET AL.
	Examiner TRUC T. CHUONG	Art Unit 2179

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTO-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. This communication is responsive to 06/30/08.
2. The allowed claim(s) is/are 3-11,13,14,29-36,50 and 52-55.

3. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All b) Some* c) None of the:

1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. _____.
3. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) including changes required by the Notice of Draftperson's Patent Drawing Review (PTO-948) attached 1) hereto or 2) to Paper No./Mail Date _____.
 - (b) including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

<ol style="list-style-type: none"> 1. <input type="checkbox"/> Notice of References Cited (PTO-892) 2. <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date <u>See Continuation Sheet</u> 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material 	<ol style="list-style-type: none"> 5. <input type="checkbox"/> Notice of Informal Patent Application 6. <input type="checkbox"/> Interview Summary (PTO-413), Paper No./Mail Date _____. 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance 9. <input type="checkbox"/> Other _____.
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Continuation of Attachment(s) 3. Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date: 03/26/07, 02/19/08, 06/17/08, and 09/05/08.

EXAMINER'S AMENDMENT

1. Applicants' Attorney, Mr. Daniel P. Lent and Examiner discussed and agreed to amend and cancel to the current claims in the phone interview on Wednesday, September 17, 2008, and the Applicant gives the Examiner permission to correct the issue on Examiner's Amendment. The Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

2. Claims should be amended and canceled as follows:

Claims 1-2 (Canceled)

3. (Currently amended) An image forming apparatus which is configured as one device and capable of being connected to a portable communication terminal carryable by a user, comprising:

a reading section for installing a storage medium to store data, the reading section being provided in the device;

an image forming section for forming and printing an image based on the data, the image forming section being provided in the device;

a connector to which the portable communication terminal is connected;

a communication control section for controlling the portable communication terminal connected to the connector, and communicating with a server for managing data of various information on a network;

an obtaining section for obtaining first data and second data desired by the user from the server; the second data being related information of the first data;

a first selecting section for selecting a first output state to store the first data in the storage medium which is installed in the reading section, or a second output state to print the second data in a predetermined print condition predetermined in the device, the first data and the second data being obtained by the obtaining section; and

a control section for storing the first data in the storage medium which is installed in the reading section, and for printing the second data by the image forming section in the predetermined print condition predetermined in the device, based on the output state selected by the first selecting section; and

a calculating section for calculating a charge for provision of the first data and the second data,

wherein the communication control section informs the server of the charge calculated by the calculating section by controlling the portable communication terminal; and

wherein the device provides the user with the first data and printed matter of the second data.

4. (Currently amended) An image forming apparatus which is configured as one device and capable of being connected to a portable communication terminal carryable by a user, comprising:

a reading section for installing a storage medium to store data, the reading section being provided in the device;

an image forming section for forming and printing an image based on the data, the image forming section being provided in the device;

a connector to which the portable communication terminal is connected;

a communication control section for controlling the portable communication terminal connected to the connector, and communicating with a server for managing data of various information on a network;

an obtaining section for obtaining first data and second data desired by the user from the server; the second data being related information of the first data;

a first selecting section for selecting a first output state to store the first data in the storage medium which is installed in the reading section, or a second output state to print the second data in a print condition determined by the user, the first data and the second data being obtained by the obtaining section; and

a control section for storing the first data in the storage medium which is installed in the reading section, and for printing the second data by the image forming section in the print condition determined by the user, based on the output state selected by the first selecting section;
and

a calculating section for calculating a charge for provision of the first data and the second data,

wherein the communication control section informs the server of the charge calculated by the calculating section by controlling the portable communication terminal; and

wherein the device provides the user with the first data and printed matter of the second data.

5. (Original) The apparatus of claim 3, further comprising a post-processing section for performing post-processing to printed matter obtained by forming and printing the image based on the second data by the image forming section.

6. (Original) The apparatus of claim 4, further comprising a post-processing section for performing post-processing to printed matter obtained by forming and printing the image based on the second data by the image forming section.

7. (Original) The apparatus of claim 3, wherein the image forming section comprises a first image forming section and a second image forming section for forming images in different ways, and

the apparatus further comprises a second selecting section for selecting any one of the first image forming section and the second image forming section as the image forming section for forming and printing the image based on the second data.

8. (Original) The apparatus of claim 4, wherein the image forming section comprises a first image forming section and a second image forming section for forming images in different ways, and

the apparatus further comprises a second selecting section for selecting any one of the first image forming section and the second image forming section as the image forming section for forming and printing the image based on the second data.

9. (Original) The apparatus of claim 7, wherein the first image forming section forms the image according to at least an inkjet system, and the second image forming section forms the image according to at least an electro-photographic system.

10. (Original) The apparatus of claim 8, wherein the first image forming section forms the image according to at least an inkjet system, and the second image forming section forms the image according to at least an electro-photographic system.

11. (Previously presented) The apparatus of claim 3, further comprising a third selecting section for selecting any one storage medium from an optical storage medium, a magnetic storage medium, an optical magnetic storage and a semiconductor storage medium as the storage medium in which at least one of the first data and the second data are stored by the storing section.

12. (Canceled)

13. (Previously presented) The apparatus of claim 3, wherein the first data include music data, and

the second data include related information data comprising at least one of text data and image data, concerning the music data.

14. (Previously presented) The apparatus of claim 3, wherein the storing section attaches electronic watermark data to at least one of the first data and the second data to be stored

in the storage medium, when storing the at least one of the first data and the second data in the storage medium.

Claims 15-28 (Canceled)

29. (Previously presented) An image forming system comprising a server and an image forming apparatus for communicating with the server through a portable communication terminal,

the server comprising:

an article database for storing electronic data of a plurality of articles;

a storage for storing a receiving desired date, an information destination, and an extract condition, in a state of each of the receiving desired date, the informing destination, and the extract condition being corresponding to each user, and for storing a plurality of pieces provided article data, in a state where each of the plurality of pieces of provided article data corresponds to an electronic key; and

a control section for extracting the provided article data from the article database based on the extract condition before the receiving desired data, for generating the electronic key, and for storing the extracted provided article data in the storage so that each piece of the extracted provided article data corresponds to the electronic key;

an informing section for sending an electronic mail including the electronic key to the informing destination of the user; and

a sending section for sending provided article data corresponding to the electronic key included in sending request information sent from the image forming apparatus through the

portable communication terminal to the image forming apparatus, in reply to the sending request information,

the image forming apparatus comprising:

a connector to which the portable communication terminal is connected;

a communication section for controlling the portable communication terminal connected to the connector, and communicating with the server;

an input section for inputting the electronic key;

a sending request section for sending the sending request information including the electronic key inputted by the input section to the server through the communication section;

a receiving section for receiving the provided article data sent from the server through the communication section;

an image forming section for forming an image based on the provided article data received by the receiving section; and

a calculating section for calculating a charge for provision of the first data and the second data,

wherein the communication control section informs the server of the charge calculated by the calculating section by controlling the portable communication terminal.

30. (Original) The system of claim 29, wherein the image forming section of the image forming apparatus comprises a plurality of image forming sections for forming images in different ways, and

the apparatus further comprises a selecting section for selecting an image forming section for forming the image based on the provided article data from the plurality of image forming sections according to a rate of full-color photograph data included in the provided article data received by the receiving section.

31. (Original) The system of claim 29, wherein the server further comprises:
a second storage section for classifying and storing a plurality of stored article data in a predetermined classified condition therein;

a determination section for determining an extract condition for every account stored in the first storage section; and

a storage control section for extracting stored article data satisfying the extract condition determined by the determination section, from the plurality of stored article data stored in the second storage section.

32. (Original) The system of claim 31, wherein the first storage section of the server stores an electronic mail address related to each of the accounts therein, and

the server further comprises a sending section for reading the electronic mail address corresponding to the account out of the first storage section when the storage control section completes extracting and storing the stored article data based on the account, and sending a predetermined electronic mail to the electronic mail address read.

33. (Original) The system of claim 29, wherein the account includes at least one of authentication information and identification information of the portable communication terminal.

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34. (Original) The system of claim 29, the image forming section of the image forming apparatus forms an electronic watermark image when forming the image based on the provided article data.

35. (Original) The system of claim 29, the image forming apparatus further comprises a post-processing section for performing post-processing to printed matter of the image formed by the image forming section.

36. (Original) The system of claim 35, wherein the post-processing section performs at least one of punch processing for punching a binding hole at a predetermined position of the printed matter, stapling processing for stapling the printed matter, trimmer processing for trimming the printed matter in predetermined size, pamphlet preparing processing for preparing a pamphlet, and biding processing for biding the printed matter simply, as the post-processing.

Claims 37-49 (Canceled)

50. (Previously presented) The apparatus of claim 4, further comprising a third selecting section for selecting any one storage medium from an optical storage medium, a magnetic storage medium, an optical magnetic storage and a semiconductor storage medium as the storage medium in which at least one of the first data and the second data are stored by the storing section.

51. (Canceled)

52. (Previously presented) The apparatus of claim 4, wherein the first data include music data, and the second data include related information data comprising at least one of text data and image data, concerning the music data.

53. (Previously presented) The apparatus of claim 4, wherein the storing section attaches electronic watermark data to at least one of the first data and the second data to be stored in the storage medium, when storing the at least one of the first data and the second data in the storage medium.

54. (Previously presented) The image forming apparatus of claim 3, further comprising an editing section for editing the second data based on a printing layout which is included in the print condition, wherein the editing section prohibits the second data from being edited when copyrighted matter is included in the second data.

55. (Previously presented) The image forming apparatus of claim 4, further comprising an editing section for editing the second data based on a printing layout which is included in the print condition, wherein the editing section prohibits the second data from being edited when copyrighted matter is included in the second data.

Allowable Subject Matter

3. Claims 3-11, 13-14, 29-36, 50, and 52-55 are allowed.
4. The following is an examiner's statement of reasons for allowance in combination with other claim limitations:

Independent claims 3, 4, and 29, when considered as a whole, are allowable over the Prior Art of record. Specifically, the Prior Art of record fails to teach or suggest that the image forming system comprising the a server and the image forming apparatus for communicating with the server through the portable communication terminal, the server comprising the article database for storing electronic data of a plurality of articles, the storage for storing a receiving desired date, the information destination, and an extract condition, in the state of each of the receiving desired date, the informing destination, and the extract condition being corresponding to each user, and for storing the plurality of pieces provided article data, in the state where each of the plurality of pieces of provided article data corresponds to the electronic key, and the control section for extracting the provided article data from the article database based on the extract condition before the receiving desired data, for generating the electronic key, and for storing the extracted provided article data in the storage so that each piece of the extracted provided article data corresponds to the electronic key, the informing section for sending the electronic mail including the electronic key to the informing destination of the user, and the sending section for sending provided article data corresponding to the electronic key included in sending request information sent from the image forming apparatus through the portable communication terminal to the image forming apparatus, in reply to the sending request information, wherein the image forming apparatus comprising the connector to which the portable communication terminal is connected, the communication section for controlling the portable communication terminal connected to the connector, and communicating with the server, the input section for inputting the electronic key, the sending request

section for sending the sending request information including the electronic key inputted by the input section to the server through the communication section, the receiving section for receiving the provided article data sent from the server through the communication section, the image forming section for forming the image based on the provided article data received by the receiving section, and the calculating section for calculating the charge for provision of the first data and the second data wherein the communication control section informs the server of the charge calculated by the calculating section by controlling the portable communication terminal.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to TRUC T. CHUONG whose telephone number is (571)272-4134. The examiner can normally be reached on M-Th and alternate Fridays 8:30 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Weilun Lo can be reached on (571) 272-4847. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Truc T. Chuong

09/25/08

/Weilun Lo/
Supervisory Patent Examiner, Art Unit 2179